

## COMBINED DECLARATION AND POWER OF ATTORNEY

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name.

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled BALANCING ARBITRAGABLE TRACKING SECURITIES, the specification of which:

is attached hereto.

was filed on \_\_\_\_\_ as Application Serial No. \_\_\_\_\_ and was amended on \_\_\_\_\_.

was described and claimed in PCT International Application No. \_\_\_\_\_ filed on \_\_\_\_\_ and as amended under PCT Article 19 on \_\_\_\_\_.

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose all information I know to be material to patentability in accordance with Title 37, Code of Federal Regulations, §1.56.

I hereby claim the benefit under Title 35, United States Code, §120 of any United States application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code, §112, I acknowledge the duty to disclose all information I know to be material to patentability as defined in Title 37, Code of Federal Regulations, §1.56(a) which became available between the filing date of the prior application and the national or PCT international filing date of this application:

U.S. Serial No.	Filing Date	Status
10/001,900	November 14, 2001	Pending

I hereby appoint the following attorneys and/or agents to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith:

Denis G. Maloney, Reg. No. 29,670  
 Kenneth F. Kozik, Reg. No. 36,572  
 Christopher Centurelli, Reg. No. 44,599

David L. Feigenbaum, Reg. No. 30,378  
 Brian J. Colandreo, Reg. No. 42,427  
 Paul A. Pysher, Reg. No. 40,780

Address all telephone calls to DENIS G. MALONEY at telephone number (617) 542-5070.

Address all correspondence to DENIS G. MALONEY at:

FISH & RICHARDSON P.C.  
 225 Franklin Street  
 Boston, Massachusetts 02110-2804

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patents issued thereon.

**Combined Declaration and Power of Attorney**

Page 2 of 2 Pages

Full Name of Inventor: Steven M. Bloom

Inventor's Signature: \_\_\_\_\_ Date: \_\_\_\_\_  
Residence Address: 22 Forest Drive, Springfield, New Jersey 07081-1124  
Citizenship: United States of America  
Post Office Address: 22 Forest Drive, Springfield, New Jersey 07081-1124

Full Name of Inventor: Michael S. Spector

Inventor's Signature: \_\_\_\_\_ Date: \_\_\_\_\_  
Residence Address: 5400 32<sup>nd</sup> Street, NW, Washington, DC 20015-1304  
Citizenship: United States of America  
Post Office Address: 5400 32<sup>nd</sup> Street, NW, Washington, DC 20015-1304

Full Name of Inventor: John L. Jacobson

Inventor's Signature: \_\_\_\_\_ Date: \_\_\_\_\_  
Residence Address: 6433 Fairest Dream Lane, Columbia, Maryland 21044-6023  
Citizenship: United States of America  
Post Office Address: 6433 Fairest Dream Lane, Columbia, Maryland 21044-6023

20390797.doc